

 <p>10/21/03</p> <p>02570 U.S. PTO</p>	<p><b>UTILITY PATENT APPLICATION TRANSMITTAL</b></p> <p><i>(Only for new nonprovisional applications under 37 CFR 1.53(b))</i></p>	<p>Docket No <b>A-1673con</b></p>
		<p>Total Pages in this Submission <b>86</b></p>

Mail Stop Patent Application  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

22141 U.S. PTO  
10/690438  
102103

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 CFR 1.53(b) is a new utility patent application for an invention entitled:

Method and Apparatus for Attaching Connective Tissues to Bone  
Using a Perforated Suture Anchoring Device

and invented by:

Minh Tran

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

☒ Continuation    ☐ Divisional    ☐ Continuation-in-part (CIP)    of prior application No.: 09/687,185

Enclosed are **Application Elements**:

- ☒ Filing Fee
- ☒ Specification having 25 page(s) and including the following:
  - ☒ Title of the Invention
  - ☐ Cross References to Related Applications *(if applicable)*
  - ☒ Background of the Invention
  - ☒ Brief Summary of the Invention
  - ☒ Description of the Drawings
  - ☒ Description of the Preferred Embodiment
  - ☒ Claim(s) as Classified Below
  - ☒ Abstract of the Disclosure
- ☒ 19 Sheets of Drawings(s) (37 CFR 113) ☒ Formal    ☐ Informal
- ☒ Oath or Declaration ☒ Executed    ☐ Unexecuted
  - ☒ Copy from prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- ☒ Power of Attorney ☒ Executed    ☐ Unexecuted
  - ☒ Copy from prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- ☐ Incorporation By Reference -- The entire disclosure of the prior application from which a copy of the oath or declaration is supplied under the above entry, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ Computer Program in Microfiche *(Appendix)*

**Accompanying Application Parts**

- ☒ Assignment Papers (cover sheets & documents(s))
  - ☒ The prior application is assigned of record to Opus Medical, Inc.
    - ☒ Copy from prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
- ☐ English Translation Document *(if applicable)*

- ☒ Information Disclosure Statement/PTO-1449      ☐ Copies of \_\_\_ IDS Cited Reference(s)  
☒ Preliminary Amendment  
☒ Acknowledgment postcard  
☒ Application is entitled to Small Entity Status.  
☒ Application Data Sheet  
☐ Request of NON-PUBLICATION of Application  
☒ Certificate of Mailing by Express Mail  
☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

### Fee Calculation and Transmittal

\*The filing fee is calculated on the basis of the claims existing in the prior application as amended by the accompanying preliminary amendment noted above.

CLAIMS AS FILED					
For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	17	- 20 =	0	X \$ 18.00	\$ 0.00
Independent Claims	3	- 3 =	0	X \$ 86.00	\$ 0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$ 0.00
BASIC FEE					\$ 770.00
SUBTOTAL					\$ .00
(Application is entitled to small entity status under 37 CFR 1.9 and 1.27) adjusted small entity status claim fees [rate ÷ 2]					yes
SMALL ENTITY STATUS					385.00
OTHER FEE (specify purpose)					\$ .00
TOTAL FILING FEE					\$ 385.00

- ☐ A check in the amount of \$ \_\_\_\_ to cover the filing fee and the assignment recordation fee is enclosed.  
☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account Number 13-5135 as described below.  
☒ Charge the amount of \$ 385.00 as filing fee.  
☒ Credit any overpayment.  
☒ Charge any additional filing fees required under 37 CFR 1.16 and 1.17.

Respectfully Submitted,



Donald E. Stout  
 Attorney for Applicants  
 Registration Number: 34,493  
 Customer Number: 33197

October 21, 2003  
 Stout, Uxa, Buyan & Mullins, LLP  
 4 Venture, Suite 300; Irvine, CA 92618  
 phone (949) 450-1750; fax (949) 450-1764  
 e-mail: dstout@patlawyers.com

Docket A-1673con

The enclosed continuation application of  
**Minh Tran**  
is being filed in accordance with section 1.10  
by Express Mail and should be accorded a filing date of  
**October 21, 2003.**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application:	/	
Minh Tran	/	BOX PATENT APPLICATION
	/	
Attorney's: A-1673con	/	
	/	
Filed: Herewith	/	
	/	
For: METHOD AND APPARATUS FOR	/	
ATTACHING CONNECTIVE	/	
TISSUES TO BONE USING A	/	
PERFORATED SUTURE	/	
ANCHORING DEVICE	/	

EXPRESS MAIL MAILING LABEL NO. EV204258569US

Date of Deposit: **October 21, 2003**

I hereby certify that the following documents as identified below are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under CFR 1.10 on the date indicated above and are addressed to the Mail Stop Patent Application, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

1. Application Transmittal Form;
2. Application Data Sheet;
3. Preliminary Amendment; (7 pages)
4. Copy of parent Specification (25 pages)  
(20 pages including Abstract/ and 20 claims (4 pages));
5. Copy of drawings (20 sheets);
6. Formal drawings (19 sheets) and transmittal;
7. Copy of parent Declaration and Power of Attorney;
8. Copy of recorded parent Assignment;
9. Information Disclosure Statement;
10. PTO1449 -- 4 sheets; and
11. Return Receipt postcard.

Each of the 11 above-identified documents are enclosed herewith.

Respectfully submitted,

Maane Rasmussen

Diane L. Rasmusson  
Office of Donald E. Stout  
Registration No. 34,493  
4 Venture, Suite 300  
Irvine, CA 92618

Telephone 949/ 450-1750  
Facsimile 949/ 450-1764

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application: /  
Minh Tran /  
/

Filed: Herewith /  
/

For: METHOD AND APPARATUS FOR /  
ATTACHING CONNECTIVE TISSUES TO /  
BONE USING A PERFORATED SUTURE /  
ANCHORING DEVICE /

Mail Stop PGPUB Drawings  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL OF FORMAL DRAWINGS**

Sir:

Submitted herewith are nineteen (19) sheets of formal drawings.

Respectfully submitted,

A handwritten signature in black ink that reads "Donald E. Stout". The signature is written in a cursive style with a large, looped initial "D".

Donald E. Stout  
Attorney for Applicant  
Registration Number: 34,493

October 21, 2003